

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DEJON PAYNE,

Petitioner,

Case No. C19-0182-JLR

V.

DANIEL WHITE,

ORDER DISMISSING FEDERAL
HABEAS ACTION

Respondent.

14 The Court, having reviewed petitioner's petition for writ of habeas corpus, respondent's
15 answer to the petition, the Report and Recommendation of Mary Alice Theiler, United States
16 Magistrate Judge, any objections thereto, and the remaining record, hereby finds and ORDERS:

(1) The Report and Recommendation is approved and adopted:

(2) Petitioner's petition for writ of habeas corpus (Dkt. 3) is DENIED, and this action MISSED with prejudice;

20 (3) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the
21 United States District Courts, a certificate of appealability is DENIED; and

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ORDER DISMISSING FEDERAL
HABEAS ACTION - 1

1 (4) The Clerk is directed to send copies of this Order to petitioner, to counsel for
2 respondent, and to the Honorable Mary Alice Theiler.

3 DATED this 27 day of September, 2019.

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5 JAMES L. ROBART
6 United States District Judge
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